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Attorneys for Plaintiff and Counterdefendant
AVTECH CORP.

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

AVTECH CORP.,
Plaintiff and Counterdefendant,
v.
DAY-RAY PRODUCTS, INC.,
Defendant and Counterclaimant.

Case No. 2:10-cv-02405-VBF-FFM

**AVTECH CORPORATION'S
ANSWER TO COUNTERCLAIMS OF
DAY-RAY PRODUCTS, INC.**

ANSWER TO COUNTERCLAIMS

Plaintiff/Counterdefendant Avtech Corporation ("Avtech"), hereby answers the Counterclaims of Defendant/Counterclaimant Day-Ray Products, Inc. ("Day-Ray") as follows:

1. Avtech lacks information on which to form a belief with respect to the truth or accuracy of the allegations in this paragraph and therefore denies the same.

2. Admitted.

3. Admitted that jurisdiction of this Court is based upon 28 U.S.C. §§ 1331, 1338(a) and 2201.

4. Admitted that this Court has personal jurisdiction over Avtech.

5. Admitted that venue of this Court is proper.

6. Admitted.

COUNT ONE

7. Avtech responds to, repeats, and incorporates by reference the preceding paragraphs of this Answer.

8. Admitted that a judicable controversy exists between the parties because of Day-Ray's willful infringement of the patent-in-suit during the term of the patent-in-suit.

9. Denied.

10. Denied.

11. Admitted that a judicial determination is necessary and appropriate at this time regarding Day-Ray's willful infringement of the patent-in-suit.

12. Denied.

13. Denied that an award of Day-Ray's attorneys' fees against Avtech is warranted.

COUNT TWO

14. Avtech responds to, repeats, and incorporates by reference the preceding paragraphs of this Answer.

15. Admitted that a judicable controversy exists between the parties regarding Day-Ray's allegation that the patent-in-suit was invalid.

16. Denied.

17. Denied.

18. Denied.

19. Denied.

20. Denied.

21. Denied.

22. Admitted that a judicial determination is necessary and appropriate at this time affirming the validity of the patent-in-suit.

23. Denied.

24. Denied that an award of Day-Ray's attorneys' fees against Avtech is warranted.

PRAYER FOR RELIEF

Avtech denies that Day-Ray is entitled to relief requested in paragraphs 1 through 6 of Day-Ray's prayer for relief in its Counterclaims or to any other relief.

Dated: May 18, 2010

Respectfully submitted,

/s/ Lisa I. Carteen

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